	Date of order/	Order or other proceedings with signature of Judge or Magistrate and that
S.No.	proceedings	of parties where necessary.
1	2	3 .
-		
<u>.</u>		KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR.
-		<u> ESHAWAR.</u>
		Service Appeal No. 380/2022
		Mr. Shah Faisal, Lab Assistant, District Headquarter Hospital, Charsadda
•		(Appellant)
		<u>Versus</u>
• .		1. The Government of Khyber Pakhtunkhwa through Secretary Healt
		Department, Civil Secretariat Khyber Pakhtunkhwa, Peshawar.
-	i	2. The Secretary Establishment Department, Khyber Pakhtunkhwa
-		Civil Secretariat, Peshawar. 3. The Director General, Health Services, Khyber Pakhtunkhwa, Civ
		Secretariat, Peshawar.
		4. The Director General Health Services, Khyber Pakhtunkhwa Peshawar.
		5. The Medical Superintendent, District Headquarter Hospital, District
•		Charsadda.
		(Respondents)
,	, ,	<u>ORDER</u>
•		KALIM ARSHAD KHAN CHAIRMAN:- Junior of learne
٠,	15 th June, 2022	Counsel for the appellant present and preliminary arguments heard.
		Counsel for the appenant present and premimary arguments heard.
		2. The heading of the appeal is framed is as under:-:-
	·	2. The heading of the appear is framed is as under.
	i.	"Appeal Under Section-4 of the Khyber
		Pakhtunkhwa Service Tribunal Act, 1974 for
	·	directing the respondents to pay/release 09 months
		salaries/arrears of the appellant for which the
	1	departmental appeal of the appellant has not been responded despite the lapse of the statutory period
	الميران ا	of ninety days."
	X	
		03. The prayer in the appeal is as under:-
		"It is, therefore, respectively prayed that on
		acceptance of this appeal the order of release of
		arrears/salaries from 01.07.2018 to 08.03.2019
		from the respondent-department might please be passed."
	,	
		04. It is at the very onset observed that as there is no final order
		original or appellate to enable the appellant to bring this appeal. Th

appeal is thus liable to be dismissed on this score alone. This appeal is thus dismissed in limine. Consign. Pronounced in open court in Peshawar and given under my hand and seal of the Tribunal this 15th day of June, 2022. KALIM ARSHAD KHAN) Chairman

. Form- A

FORM ØF ORDER SHEET

Court of		
	•	T.
Case No	380	/2022

	Case No	380/2022
S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	15/03/2022	The appeal of Mr. Shah Faisal resubmitted today by Dr. Fawad Jan Advocate may be entered in the Institution Register and put up to the
		Worthy Chairman for proper order please. REGISTRAR
2-		This case is entrusted to S. Bench at Peshawar for preliminary hearing to be put there on 11.64.2022 CHAIRMAN
	11.04.2022	Junior to counsel for the appellant present.
		He requested for adjournment as senior counsel is busy
		before Hon'ble Peshawar High Court, Peshawar, Adjourned.
		To come up for preliminary hearing on 15.06.20222 before
		S.B.
		(Rozina Rehman) Member (J)
		i.

The appeal of Mr. Shah Faisal, Lab Assistant, District Headquarters Hospital, Charsadda received today i.e. on 10.03.2022 is incomplete on the following score which is returned to the counsel for the appellant for completion and resubmission within 15 days.

1. Checklist is not attached with the appeal.

2. Affidavit attested by the Oath Commissioner is not attached with the appeal.

No. 664 1S.T.

Dt. 10/3 /2022

REGISTRAR

SERVICE TRIBUNAL
KHYBER PAKHTUNKHWA

PESHAWAR.

Dr. Fawad Jan Adv. Pesh.

KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

Case Title: SHAN FASAL VS HEACTH

S #	CONTENTS	YES	NO
1	This Appeal has been presented by: (han Falval	125	
	Whether Counsel/Appellant/Respondent/Deponent have signed		
2	the requisite documents?		
3 •	Whether appeal is within time?		
	Whether the enactment under which the appeal is filed)	
4	mentioned?	V	
5	Whether the enactment under which the appeal is filed is correct?		
6	Whether affidavit is appended?	/	
.7	Whether affidavit is duly attested by competent Oath	. /	-
•/	Commissioner?	V	
8	Whether appeal/annexures are properly paged?	V	
9	Whether certificate regarding filing any earlier appeal on the		
9	subject, furnished?		
10	Whether annexures are legible?	V	
11 -	Whether annexures are attested?		
12	Whether copies of annexures are readable/clear?	\checkmark	
13	Whether copy of appeal is delivered to AG/DAG?		
14	Whether Power of Attorney of the Counsel engaged is attested		
14	and signed by petitioner/appellant/respondents?	V	
15	Whether numbers of referred cases given are correct?		
16	Whether appeal contains cutting/overwriting?		V
17	Whether list of books has been provided at the end of the appeal?		
18	Whether case relate to this court?	V .	
19	Whether requisite number of spare copies attached?	V	
20	Whether complete spare copy is filed in separate file cover?	V	
21	Whether addresses of parties given are complete?		
22	Whether index filed?		
23	Whether index is correct?	\checkmark	
24	Whether Security and Process Fee deposited? On		
	Whether in view of Khyber Pakhtunkhwa Service Tribunal Rules		
25	1974 Rule 11, notice along with copy of appeal and annexures has	1	•
	been sent to respondents? On		
26	Whether copies of comments/reply/rejoinder submitted? On		
27	Whether copies of comments/reply/rejoinder provided to		
	opposite party? On	L	

It is certified that formalities/documentation as required in the above table have been fulfilled.

Name:

Signature:

Dated:

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL, PESHAWAR

SERVICE APPEAL NO. 380 /2022

Shah Faisal

V/S

HEALTH DEPARTMENT & OTHERS

INDEX

S.NO.	DOCUMENTS	ANNEXURE	PAGE
1.	Memo of appeal	**********	1 - 64
2.	FIR and Judgement of Acquittal	A	5-12
3.	Arrival Report Application on 13.03.2019	В	11
4.	Application for arrears on 23.01.2020	С	12
5.	Application for arrears on 29.05.2020	D	13
6.	Application for arrears	E	14
7.	Office Order for 1st committee	F	15
8	Inquiry Report 27.06.2020	G	16
9	Letter To Director General 30.06.2020	Н	17
10	Office Order for 2 nd committee 23.12.2020	I	18
11	Inquiry Report 11.01.2021	J	19
12	Salary Slips	K	20-26
13	Wakalat Nama	••••••	

APPELLANT

Through:

DR. FAWAD JAN

ADVOCATE

CHAMBER NO. 3 – A, HAROON MENSSION, KHYBER BAZAR, PESHAWAR CITY

0314-9828818,

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,

PESHAWAR

Service Tribung

Diary No.

SERVICE APPEAL NO. 380 /2022

Bated 0/03/2022

MR. SHAH FAISAL, LAB Assistant,

District Headquarter Hospital, Charsadda.

APPELLANT

VERSUS

- 1. THE GOVT. OF KHYBER PAKHTUNKHWA through Secretary Health Department, Civil Secretariat Khyber Pakhtunkhwa, Peshawar.
- 2. THE SECRETARY ESTABLISHMENT DEPARTMENT, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.
- 3. THE SECRETARY FINANCE DEPARTMENT, Khyber Pakhtunkhwa, Civil Secretariat, Peshawar.
- 4. THE DIRECTOR GENERAL HEALTH SERVICES, Khyber Pakhtunkhwa, Peshawar.
- 5. THE MEDICAL SUPERINTENDENT,
 District Headquarter Hospital, District Charsadda.

RESPONDENTS

Registrar

APPEAL U/S 4 OF THE KPK SERVICE TRIBUNAL ACT 1974
FOR DIRECTING THE RESPONDENTS TO PAY/RELEASE 09
MONTHS SALARIES/ARREARS OF THE APPELLANT FOR
WHICH THE DEPARTMENTAL APPEAL OF THE
APPELLANT HAS NOT BEEN RESPONDED DESPITE THE

Re-submitted to day LAPSE OF THE STATUTORY PERIOD OF NINETY DAYS.

Registrar 15 3 2027

2

On acceptance of this appeal respondents may kindly be directed to pay/release 09 monthly salaries of the appellant declaring the nonpayment of the same to the appellant as illegal, unlawful without lawful authority and of no legal effect.

Respectfully Submitted: -

- 1. That the appellant joined the respondent department as Lab Attendant, and since then he performed his duties with honesty and full devotion.
- 2. That the appellant while posted to Lab Attendant in District Head Quarter Hospital Charsadda was falsely implicated in a murder case on 31-05-2018, the case was tried and finally the appellant was acquitted of all the charges leveled against hem on dated 16.05.2019. (Copy of FIR, Order and Judgment is enclosed as Annexure A).
- 3. That in the meanwhile the appellant was suspended from the service by respondents and after acquittal, the appellant files an application to the respondent's office for arrival report on 13.03.2019. (Copy of application of arrival report is enclosed as Annexure B).
- 4. That the appellant after acquittal reported for duty and requested for the release of salaries from 01.07.2018 to 08.03.2019. (Copy of applications are enclosed as Annexure C, D & E).
- 5. That during the pendency of appeal for release of salaries, the respondent No.5 constitute first committee for inquiry on 15.06.2020 and the inquiry report was submitted to Medical Superintendent on 27.06.2020 and letter to Director General on 30.06.2020 but it is pertinent to mention here that malafidely the reply of letter and order of personal hearing are not become part and parcel of my file. (Copy of office order, inquiry report & letter to DG are enclosed as Annexure F, G & H).
- 6. That thereafter the respondent No.5 constitute 2nd inquiry committee on 23.12.2020 and the inquiry report was submitted to Medical Superintendent on 11.01.2021. (Copy of office order, inquiry report are enclosed as Annexure I & J).
- 7. That in the same FIR, the co-accused of the case who was acquitted from the charges was serving as constable in Police department and after arrival the department paid the arrears of salaries to the said co-accused. (Copy of Salary Slips is K).



8. That feeling aggrieved and silence of respondents the appellant preferring this service appeal before this Hon'ble Tribunal on the following grounds interalia:-

GROUNDS:

- A- That the impugned inquiry reports are against the Law, facts, norms of natural justice and materials on the record, hence not tenable and liable to be set aside.
- B- That appellant has not been treated by the respondent Department in accordance with law and rules on the subject noted above and as such the respondents violated Article 4 and 25 of the constitution of Islamic Republic of Pakistan 1973.
- C- That the appellant has not been treated in accordance with law, hence the petitioner rights secured and guaranteed under the law are badly violated.
- **D-** That, the treatment meted out to the petitioner is a clear violation of the Fundamental Rights of the appellant enshrined in the Constitution of Pakistan 1973.
- E- That according to Article 38(e) of the Constitution state is bound to reduced disparity in the income and earning of individual including persons in the civil service of the federation.
- F- That, the appellant has been discriminated by the respondents on the subject noted above and as such the respondents violated the Principle of Natural Justice.
- G- That the appellant seeks permission to advance other grounds and proofs at the time of hearing.

IT IS, THEREFORE, RESPECTIVELY PRAYED THAT ON ACCEPTANCE OF THIS APPEAL THE ORDER OF RELEASE OF ARREARS/SALARIES FROM 01.07.2018 TO 08.03.2019 FROM THE RESPONDENT DEPARTMENR MAY PLEASE BE PASSED.

Appellant

Through:

Dr. Fawad Jan

Abdul Saboor

Muhammad Afzal

Advocates, Peshawar

Dated: 0**4**.03.2022

4

VERIFICATION:

It is verified that (as per information given me by my client) all the contents of the instant appeal are true and correct and nothing has been concealed intentionally from this Hon'ble Tribunal.

Advocate

Note:

That no such like petition / Appeal on this subject matter has earlier been filed before this Hon'ble Tribunal.

Advocan

BEFORE THE SERVICE TRIBUNAL K.P.K. PESHAWAR

Service Ap	peal No		022		
Shah Fais				,	
				•••••	Appellant
			t i te de la companya		
• .			Versus		
Governm	ent of KP	\mathbf{K} ,.& Others	5, .		:
****				Ře	espondents

Affidavit

It is hereby solemnly affirm and declare on oath that all the contents of the instant appeal are true and correct to the best of my Knowledge and belief and nothing has been concealed intentionally from this Honourable Court.

Deponent

17101-5242 815-3

Annex "A" ابتدائي اطلاعي ربورك 47 ابتدائی اطلاع نست جرم قابل دست اندازی بولیس ربورث شده زیر احدیم ۱۵ مجموعه ضابط فوجداری 1. 8-20:45 Go 31 5 Est 1 3.21:35 July 5.21:05 50 315 معرون والطولاطان ماي ما كوروا ت *الللاع د ہندہ*ستغیث ت جرم (معددفعه) حال اگر يُحمل كما يو-را سرومن أد حمال آذانی جان فروانی من کرده ج please (by polia, who willed يَسْتِشْ مِنْعَالَى كَى اَكُراطلاعُونَ كُر فِي مِنْ قَتْ بوا، وتو وجه بيان كو البِسْتَيْرِي و الرب وقريم الله على المراطلاع وري كر على توقف بوا، وتو وجه بيان كو البِسْتَيْرِي و الرب وقريم الله على المراطلاع وري كر المراطلات والمراجع المراطلات والمراجع المراطلات والمراجع المراطلات والمراجع المراطلات والمراجع المراطلات والمراطلات والم _{دوا} گئی کی ناریخ ووت زرر اورام الما الما الما ابتدا كاطلاع يجدرة لرو ووي حدر وراد عاد وار حاوار فال في المرافع في ا ما در وار حاوار فال في المرافع في حيدًا إلى المن المراج والراح والمال والدال والدال الم المن المراح المن الدائم 1. 6.) of the sold of the sold of the sold of Bed with in po eschiboration of winding is the की हिं नहीं कि की कार निर्म कि के निर्म की हैं है के की हैं مراعده و لاداران م في مرا المراك المرك المرك المراك المراك المراك المراك المراك المرك المراك المراك المراك عاريد من يرسي روي المرسي المرسي الموروقي المراقي المرسي ال ور الما المالية والما ما المالية والمالية المالية الما 7010 1000 best 12 21 10 6 010 10- 2-60 000



Annex "A"

6

In the Court of Azhar Khan Sessions Judge, Charsadda

Sessions Case No
Date of institution
Date of Decision

126/SC 16.10.2018

16.05.2019

ST Jak 90

STATE . . VELSUS .

... (1) Wilayat Khan, (2) Hidayat Ullah sons of Kabir Khan, (3) Shah Faisal,

(4) Muhammad Adil Khan, and

(5) Shakeel Ahmad Khan sons of Hidayat Ullah all residents of Qazi Khel, Tehsil & District Charsadda

(Accused facing trial)

395

CASE FIR NO

465

DATED

31.05.2018

CHARGE U/S:

302/324/148/149 PPC

REGISTERED AT P.S:

Charsadda

Judgment:

Accused Wilayat Khan, Hidayat Ullah, Shah Faisal, Muhan mad Adil Khan and Shakeel Ahmad Khan are charged for the offence u/s 302/324/148/149 PPC, registered at Police Station Charsadda vide FIR No.465, dated 31.05.2018.

2. Facts in brief of the case are that on 31.05.2018 complainant Masood Khan brought the dead body of deceased to Casualty DHQ

Hospital Charsadda and reported to the police that he along with his

father Javed Khan and brothers Irshad and Insha Ullah were present in the thoroughfare near the house of Jan Muhammad. That in the meanwhile, accused Wilayat, Hidayat, Shah Faisal, Shakeel and Adil duly armed with firearms came there and started firing at the complainant party with the intention to kill, resultantly Javed Khan father of the complainant got hit and died on the spot whereas they escaped unhurt. Report of the complainant was inked in the shape of Murasila, on the basis whereof instant case FIR was chalked.

On completion of investigation, initially challan u/s 512 Cr.PC was submitted against the accused. After confirmation of pre-arrest bail of the accused, supplementary challan against them was submitted in court for trial. On fulfillment of codal formalities the accused were indicted and during the trial prosecution produced and examined 02 PWs.

The gist of the prosecution evidence is as under:

PW-1, Masood Khan is the complainant of the case, he reiterated the same story as narrated in para-2 of the judgment. He stated that IO prepared site plan at this instance.

PW-2, Irshad Ali deposed in support of the prosecution story to the effect that he along with complainant and deceased were present on the spot when accused started firing at them with murderous intention due to which his father got hit and died on the spot. He stated that he signed the report as verifier.

After recording statement of PW.2, the prosecution closed is evidence. Statements of accused were recorded u/s 342 Cr.

-2

accused neither wished to produce evidence in their defence nor opted to be examined on oath u/s 340(2) Cr.PC.

- 5. Arguments heard and file perused.
- 6. The prosecution case, as per FIR, is that on the eventful evening complair ant party were present on the crime spot wher in the meanwhile accused party duly armed with firearms came there and attempted at their lives by making firing. That as a result of firing, Javed Khan got hit and died on the spot whereas, the complainant and his brother's escape output.
- 7. To substantiate the aforementioned charge, the prosecution relies upon ocular evidence as well as circumstantial evidence

Perusai of the record transpires that both the complainant (PW.1) and (rshad Ali (PW.2) are the eye witnesses of the occurrence being victims of ineffective firing and sons of the deceased. The complainant though directly charged the accused facing trial for the commission of offence, however, when he stepped in the witness box as PW.1, he gave a favourable statement. His cross-examination is reproduced for ready reference as follows:

"It is correct that in my report I have not disclosed the specific type of weapon of offence. It is also correct that beside my brothers. I have not produced any independent eye witness/witnesses regarding the occurrence. It is also correct that I have not mentioned the names of co-villagers, who accompanied us to the hospital. It is correct that now we have effected compromise with the accused facing trial and paralined them in the name of almighty Allah. All the major legal

03 UN 2020

9

heirs of deceased have waived their rights of Qisas and Divit where the deceased was also survived by a minor son namely Akash Khan and in lieu of divat, the accused facing trial have transferred a constructed house measuring 05 marlas in his name vide mutation No.16252 attested on 15.03.2019, copy of which is Ex: PW 1/D-1. I also produce attested copies of compromise documents Ex: PW 1/D-2 (14 sheets). The compromise is intact, the same may kindly be allowed. I have no objection if the accused facing trial are acquitted

The above statement of the complainant clearly suggests that he is not interested to prosecute the case against the accused facing trial rather he and other legal heirs of the deceased have patched up the natter with the accused. Similarly, the other victim/eye witness i.e. PW Irshad Ali also stated so during his cross-examination when appeared in the witness box as PW.2.

by this Hon'ble Court".

- 8. Keeping in view the above position and testimonies of the complainant and PW Irshad Ali as referred above, the circumstantial evidence of the case will also in no way help the prosecution to connect the accused facing trial with the crime in question.
- 9. In view of the above, it is held that the prosecution has not succeeded in establishing its charge against the accused facing trial. Thus, the accused facing trial are acquitted of the charges leveled against them. They are on bail, their bail bonds are cancelled and sureties are absolved from the liability of bail bonds. Case property be

Courts of District Session's Juopa

Ph. 691-92 Peshawa:

18-6

<u>CERTIFICATE</u>

Certified that this judgment consists of five (05) pages, each and every page(s) has been read, checked and signed by me.

Sessions Judge, Charsadda

Courts of Distr & Sossion's Judge Charsadda

Announced 16.05.2019

Certified to be True Con

Examinor / lasharrin Copying Agancy Branch Court of Digit & Descions Junto Shared 1.

Date of Applies her Signature 197 Octool Pro

Jours Disco Company John - War B" Arrival report) is in sport is in spire بوراد المراز و المراز 1/7/2018 'Du ou wie 2 com 3 3/10/18 1/7/2018 2 191 2 191 2 01, 10 01, -18 supende & Light de legate and some legate of 1914 and some legate of 1914 and compared the contraction of the contract of allbout & 191 por per son 12/3/ John Ser July State of the Stat The colored by a first seport of the sol of the sol of the seport o De de la Character State of the Character of the Characte Bilight peraling the 13/3/197

(12) 140 mg my James "E Area Silo 015 of Landers willy miles miser Early Early miles 2018 (NAN J- UP) JIN (WED) is Arear sed intelled 2015 your 8/3/2019 cm i 2 Now 3 NOVIS E vel & Swo w July 18 with - Up lift point of who we (1/4=16)15 es Aroar (3/6)2 - 2 - m/3/2) 1 de vije in b. J. 3 1, wyer ohn

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Annex "D" OMOUND SOPENIE (PO - COS) Jale La ورفراست سرك Arear Scelary. Ф (13/16) 2 (vo y 2) - Тери и 2. 2 гули го че 1 2 1 20 00 mos JE 3 1 10 1 دوماره آئ معالی مع درودست رئے سی ایک مرا تو ماه (S)ell, 601, 30 por 2 10 Gro 2 2 Areans 15 اورات کو کوری ا OF PINGEL for worded to M-5.5 b morat releast will BY NA Please wohead ON JUJOR DHO 29/3/020 Dote = 29/5/20. ATTESTED

Annex "E" (14) ediatacher la formation (Reference Salary) مودمان الزاري و را مي ساه وغيل يحبيث ليبارلاي المريد أرمهالان زيراني المفتر والعول . في عرص فيل ما نفراق الحرار عد مرس الور عبت مرا العالي 1 @ while of place in a sing of the o علی افراو بر به ای FIR درج بوای را سی دوران سی اور مرب ساته های اور فی اور این می دارای سے مصحفی کے در ایس می اور اس می داران می می وال اور ایس می ایس اور من أي المرابط المسلم المرابط المر ! 2 molinier de de Olyan (m), wand Arrival le proce vier i salary & who is it suspension in the salary JUST SOUL EDING FMA SO SING FULL SOULS SOU Une in estate of singles before suspension on the mester? Ou of som willy, or, som Areal الله في الرور برت اوريادام مرسيلها! ميمان أيا ميمان أيا ميم العبيم Annex 4 Fu



MEDICAL SUPERINTENDENT DHQ HOSPITAL OFFICE OF THE CHARSADDA.

A Committee of the following Officers is constituted to Examin the Appeal OFFICE ORDER. Of Court decision of Mr.Shah Faisal Lab; Attendent DHQ Hospital Charsadda (both copies) attached.

01.Dr.Amin Gul Khattak DMS Admin: DHQ Charsadda.

02.Dr.Waheed Alam Pathologist DHQ Charsadda.

The committee is directed to submit report along with recommendation to

this office within 07 days for further proceeding.

Medical Superintendent DHQ Hospital Charsadda.

NO 757.5 861 MS DHQ Hospital Charsadda Copy to the

dated the 15 106/2020.

1.All concerned members of Committee.

01. Mr.Shah Faisal Lab ASttendent.

For information and necessary action.

Medical Superintendent DHQ Hospital Charsadda.

The Medical Superintendent, DHQ Hospital Charsadda.

Subject: .

ABSCONDER INQUIRY REPORT REGARDING MR. SHAH FAISAL LAB ASSISTANT DHQ HOSPITAL CHARSADDA.

Sir,

Kindly refer your office order No. 3585-86/DHQ Hospital Chd, dated: 15-06-2020, the inquiry report is hereby submitted in respect of Mr. Shah Faisal Lab Attendant DHQ Hospital Charsadda wherein he has requested to release his salaries through payroll of his absconded period i.e. nine months (from 01-07-2018 to 08-03-2019).

It is further added that he was suspended from his services due to involvement of FIR No. 465, dated: 31-05-2018 (copy Annexed-A) and later on he was released on bail by the Honorable Judicial Magistrate-IV Charsadda (copy Annexed-B).

Therefore, the inquiry committee is of the opinion that the instant matter may please be taken up with Director General Health Services, Khyber Pakhtunkhwa Peshawar for seeking guidance in the said case so as to facilitate the official concerned.

Dated: 27-06-2020

Yours Obediently

1. Dr. Amin Khattak (Inquiry Officer)

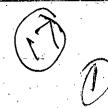
District Children Specialist DHQ Hospital Charsadda

2. Dr. Waheed Alam (Inquiry Officer)

District Pathologist DHQ Hospital Charsadda

AIIFSIE

Annea. "H"





OFFICE OF THE MEDICAL SUPERINTENDENT, DISTRICT HEAD QUARTER HOSPSITAL CHARSADDA.

No. 4037 / DHQ HOSPITAL (ACCOUNTS) CHARSADDA DATED THE 36 /06/2020.

To

The Director General

Health Services Khyber Pakhtunkhwa Peshawar.

Subject

INQUIRY REPORT REGARDING ABSCONDER PERIOD OF MR.SHAH FAISAL LAB ATTENDENT DHQ CHARSADDA.

Sir,

Enclosed please find herewith an application regarding release of salaries of absconder period in respect of Mr.Shah Faisal Lab Attendant DHQ Hospital Charsadda along with recommendation (Inquiry report) of concerned committee and court decision for information and further guideline in the matters.

Medical Superintendent

DHQ Hospital Charsadda

Affect of the second of the se

OFFICE OF THE MEDICAL SUPERINTENDENT DHO HOSPITAL CHARSADDA



OFFICE ORDER

With reference to Director General Health Services Khyber Pakhtunkhwa Peshawar vide No 4689/Personnel dated 11-8-2020. A Committee of the following Officer to re Examine the Appeal of Court decision of Mr. Shah Faisal Lab Attendant DHQ Hospital Charsadda (both copies) attached.

1. Dr Maria Babar WMO DMS Morning Shift

2. Dr Imran Dental Surgeon DMS Morning Shift
The committee is directed to submit report along with recommendation to this office within 07 days for
further proceeding

Medical Superintendent DHQ Hospital Charsadda

No 1/2/7-2 /MS DHQ Hospital Charsadda Copy forwarded to the

dated the 23/12/2020

- 1. Director General Health Services Khyber Pakhtunkhwa Peshawar for information w/r to his letter mentioned above
- 2. All Concerned Member of Committee
- 3. Mr. Shah Faisal Lab Attendant DHQ Hospital Charsadda

Medical Saperintendent— DHQ Hospital Charsadda

Mu

ATTESTED

Annex J's Alchart 9 MSCOSSIPPIED The Rules
Faised Lab afterward is permanent Mr. Shah Faisal employee of Heath Dept RPR (currently in DHO) As per court coure order 4689/ personallage dottet 11-8.20, he was sogpended by Heath Dept, unich letter en dismission by Court (Health brept decision). His salary Was stopped form, 1.7.218 to 1-4-2019 He had. Iwo when your employees in this case (File attached), Their sularisi possave released of due time or mentioned assorbed (proof it attached). His sulary Mould le trest released M.S DHO Hospital Charsadda Dr Mania Dy Imson

Government of Khyber Pakhtunkhwa District Accounts Office Charsadda Monthly Salary Statement (September-2018)





Personal Information of Mr WALAYAT KHAN d/w/s of KABIR KHAN

Personnel Number: 00148818

CNIC: 1710138651695

Date of Birth: 10.10.1978

Entry into Govt. Service: 14.05.1998

NTN:

Length of Service: 20 Years 04 Months 018 Days

Employment Category: Active Temporary

Designation: CONSTABLE

80000985-GOVERNMENT OF KHYBER PAKH

DDO Code: CA4016-SENIOR SUPERINTENDENT OF POLICE CHARSADDA (PROPER)

Payroll Section: 001

GPF Section: 001

Cash Center:

GPF A/C No: POLCA000446

Interest Applied: Yes

GPF Balance:

176,073.00

Vendor Number: -

Pay and Allowances:

Pay scale: BPS For - 2017

Pay Scale Type: Civil

BPS: 07

Pay Stage: 15

Wage type		Amount		- Wage type	Amount
0001	Basic Pay	20,140.00	1000	House Rent Allowance	1,589.00
1210	Convey Allowance 2005	1,932.00		Medical Allowance	1,500,00
<u>1547</u>	Ration Allowance	681.00	1567	Washing Allowance	150.00
1646	Constabilary R Allowance	300.00	1901	Risk Allowance (Police)	3,530.00
1902	Special Incentive Alownce	775.00		15% Adhoc Relief All-2013	491.00
2168	Fixed Daily Allowance	2,730.00		Adhoc Relief Allow @10%	328.00
2211	Adhoc Relief All 2016 10%	1,657.00		Adhoc Relief All 2017 10%	2,014.00
2247	Adhoc Relief All 2018 10%	2,014.00			0.00

Deductions - General

Wage type	Amount	Wage type	Amount
3007 GPF Subscription - Rs1010	-1,010.00	3530 Police wel:Fud BS-1 to 18	-403.00
3609 Income Tax	-84.00	4004 R. Benefits & Death Comp:	-690.00

Deductions - Loans and Advances

Loan		Description	Principal amount	Deduc	etion	Balance
Deductions	- Income Tax					
Payable:	1,000.00	Recovered till September-2018:	252.00 Exempted:	0.80-	Recoverable	748-80

Gross Pay (Rs.):

252.00 Exempted: 0.80-

748.80

39,831.00

Deductions: (Rs.):

-2,187.00

Net Pay: (Rs.):

37,644.00

Recoverable:

Payee Name: WALAYAT KHAN

Account Number: 1655-9

Bank Details: NATIONAL BANK OF PAKISTAN, 230410 TEHSIL BAZAR TEHSIL BAZAR;

Leaves:

Opening Balance:

Availed:

Earned:

Balance:

Permanent Address: CHD

City: CHARSADDA

Domicile: NW - Khyber Pakhtunkhwa

Housing Status: No Official

Temp. Address:

City:

Email: walayatkhan405@gmail.com

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* Errors & omissions excepted

Government of Khyber Pakhtunkhwa District Accounts Office Charsadda Monthly Salary Statement (October-2018)



Personal Information of Mr WALAYAT KHAN d/w/s of KABIR KHAN

Personnel Number: 00148818

CNIC: 1710138651695

Date of Birth: 10.10.1978

Entry into Govt. Service: 14.05.1998

NTN:

Length of Service: 20 Years 05 Months 019 Days

Employment Category: Active Temporary

Designation: CONSTABLE

80000985-GOVERNMENT OF KHYBER PAKH

DDO Code: CA4016-SENIOR SUPERINTENDENT OF POLICE CHARSADDA (PROPER)

Payroll Section: 001

GPF Section: 001

Cash Center:

GPF A/C No: POLCA000446

Interest Applied: Yes

GPF Balance:

177,083.00

Vendor Number: -

Pay and Allowances:

Pay scale: BPS For - 2017

Pay Scale Type: Civil

BPS: 07

Pay Stage: 15

Wage type		Wage type Amount		Wage type	Amount
0001	Basic Pay .	20,140.00	1000	House Rent Allowance	1,589.00
1210	Convey Allowance 2005	1,932.00	1300	Medical Allowance	1,500.00
1547	Ration Allowance	681.00	1567	Washing Allowance	150.00
1646	Constabilary R Allowance	300.00	1901	Risk Allowance (Police)	3,530.00
1902	Special Incentive Alownce	775.00		15% Adhoc Relief All-2013	491.00
2168	Fixed Daily Allowance	2,730.00	1	Adhoc Relief Allow @10%	328.00
2211	Adhoc Relief All 2016 10%	1,657.00		Adhoc Relief All 2017 10%	2,014.00
2247	Adhoc Relief All 2018 10%	2,014.00			0.00

Deductions - General

Wage type	Amount	Wage type	Amount
3007 GPF Subscription - Rs1010	-1,010.00	3530 Police wel:Fud BS-1 to 18	-403.00
3609 Income Tax	-84.00	4004 R. Benefits & Death Comp:	-690.00

Deductions - Loans and Advances

Loan	Description	Davis 1		
130111	Description	Principal amount	Deduction	Balance

Deductions - Income Tax

Payable:

1,000.00

Recovered till October-2018:

336.00

Exempted: 0.88-

Recoverable:

664.88

Gross Pay (Rs.):

39,831.00

Deductions: (Rs.):

-2,187.00

Net Pay: (Rs.):

37,644.00

Payee Name: WALAYAT KHAN

Account Number: 1655-9

Bank Details: NATIONAL BANK OF PAKISTAN, 230410 TEHSIL BAZAR TEHSIL BAZAR,

Leaves:

Opening Balance:

Availed:

Earned:

Balance:

Permanent Address: CHD

City: CHARSADDA

Domicile: NW - Khyber Pakhtunkhwa

Housing Status: No Official

Temp. Address:

City:

Email: walayatkhan405@gmail.com

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* All amounts are in Pak Rupees * Errors & omissions excepted

Government of Khyber Pakhtunkhwa District Accounts Office Charsadda Monthly Salary Statement (November-2018)



Personal Information of Mr WALAYAT KHAN d/w/s of KABIR KHAN

Personnel Number: 00148818

CNIC: 1710138651695

Date of Birth: 10.10.1978

Entry into Govt. Service: 14.05.1998

NTN:

Length of Service: 20 Years 06 Months 018 Days

Employment Category: Active Temporary

Designation: CONSTABLE

80000985-GOVERNMENT OF KHYBER PAKH

DDO Code: CA4016-SENIOR SUPERINTENDENT OF POLICE CHARSADDA (PROPER)

Payroll Section: 001

GPF Section: 001

Cash Center:

GPF A/C No: POLCA000446

Interest Applied: Yes

GPF Balance:

178,093.00

Vendor Number: -

Pay and Allowances:

Pay scale: BPS For - 2017

Pay Scale Type: Civil

BPS: 07

Pay Stage: 15

Wage type		Amount		Wage type	Amount
0001	Basic Pay	20,140.00	1000	House Rent Allowance	1,589.00
1210	Convey Allowance 2005	1,932.00	1		1,500.00
1547	Ration Allowance	681.00	1567	Washing Allowance	150.00
1646	Constabilary R Allowance	300.00	1901	Risk Allowance (Police)	3,530.00
1902	Special Incentive Alownce	775.00	2148	15% Adhoc Relief All-2013	491.00
2168	Fixed Daily Allowance	2,730.00		Adhoc Relief Allow @10%	328.00
<u> 2211</u>	Adhoc Relief All 2016 10%	1,657.00		Adhoc Relief All 2017 10%	2,014.00
2247	Adhoc Relief All 2018 10%	2,014.00			0.00

Deductions - General

Wage type	Amount	Wage type	Amount
3007 GPF Subscription - Rs1010	-1 <u>,0</u> 10.00	3530 Police wel:Fud BS-1 to 1,8	-403.00
3609 Income Tax	-83.00	4004 R. Benefits & Death Comp:	-690.00

Deductions - Loans and Advances

Loan		Description	Principa	al amount	Deduction	Balance
Deductions -	Income Tax				. •	
Payable:	1,000.00	Recovered till November-2018:	419.00	Exempted: 0.0	0 Recoverab	ele: 581.00

Payee Name: WALAYAT KHAN

Account Number: 1655-9

Gross Pay (Rs.):

Bank Details: NATIONAL BANK OF PAKISTAN, 230410 TEHSIL BAZAR, Charsadda. TEHSIL BAZAR, Charsadda., Charsadda

Leaves:

Opening Balance:

39,831.00

Availed:

Deductions: (Rs.):

Earned:

-2,186.00

Balance:

Net Pay: (Rs.):

Permanent Address: CHD

City: CHARSADDA

Domicile: NW - Khyber Pakhtunkhwa

Housing Status: No Official

37,645.00

Temp. Address:

City:

Email: walayatkhan405@gmail.com

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* Errors & omissions excepted

Government of Khyber Pakhtunkhwa District Accounts Office Charsadda Monthly Salary Statement (August-2018)





Personal Information of Mr WALAYAT KHAN d/w/s of KABIR KHAN

Personnel Number: 00148818

CNIC: 1710138651695

Date of Birth: 10.10.1978

Entry into Govt. Service: 14.05.1998

NTN:

Length of Service: 20 Years 03 Months 019 Days

Employment Category: Active Temporary

Designation: CONSTABLE

80000985-GOVERNMENT OF KHYBER PAKH

DDO Code: CA4016-SENIOR SUPERINTENDENT OF POLICE CHARSADDA (PROPER)

Payroll Section: 001

GPF Section: 001

Cash Center:

GPF A/C No: POLCA000446

Interest Applied: Yes

GPF Balance:

175,063.00

Vendor Number: -

Pay and Allowances:

Pay scale: BPS For - 2017

Pay Scale Type: Civil

BPS: 07

Pay Stage: 15

Wage type		Amount Wage type		Wage type	Amount
0001	Basic Pay	20,140.00	1000	House Rent Allowance	1,589.00
1210	Convey Allowance 2005	1,932.00		Medical Allowance	1,500.00
1547	Ration Allowance	681.00	1567	Washing Allowance	150.00
1646	Constabilary R Allowance	300.00	1901	Risk Allowance (Police)	3,530.00
1902	Special Incentive Alownce	775.00		15% Adhoc Relief All-2013	491.00
2168	Fixed Daily Allowance	2,730.00		Adhoc Relief Allow @10%	328.00
2211·	Adhoc Relief All 2016 10%	1,657.00		Adhoc Relief All 2017 10%	2,014.00
2247	Adhoc Relief All 2018 10%	2,014.00		2017 1070	0.00

Deductions - General

Wage type	Amount	Wage type	Amount	
3007 GPF Subscription - Rs1010	-1,010.00	3530 Police wel:Fud BS-1 to 18	-403.00	
3609 Income Tax		4004 R. Benefits & Death Comp:	-690.00	

Deductions - Loans and Advances

Loan		Description	Princij	pal amount	Deduction	Balance
	- Income Tax	•				
Payable:	1,000.00	Recovered till August-2018:	168.00	Evennted: 0.70	Dogganalit.	033.50

Exempted: U./U~

Recoverable:

832.70

Gross Pay (Rs.):

39,831.00

Deductions: (Rs.):

-2,187.00

Net Pay: (Rs.):

37,644.00

Payee Name: WALAYAT KHAN

Account Number: 1655-9

Bank Details: NATIONAL BANK OF PAKISTAN, 230410 TEHSIL BAZAR TEHSIL BAZAR,

Leaves:

Opening Balance:

Availed:

Earned:

Balance:

Permanent Address: CHD

City: CHARSADDA

Domicile: NW - Khyber Pakhtunkhwa

Housing Status: No Official

Temp. Address:

City:

Email: walayatkhan405@gmail.com

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Government of Khyber Pakhtunkhwa District Accounts Office Charsadda Monthly Salary Statement (December-2018)





Personal Information of Mr WALAYAT KHAN d/w/s of KABIR KHAN

Personnel Number: 00148818

CNIC: 1710138651695

Date of Birth: 10.10.1978

Entry into Govt. Service: 14.05.1998

NTN:

Length of Service: 20 Years 07 Months 019 Days

Employment Category: Active Temporary

Designation: CONSTABLE

80000985-GOVERNMENT OF KHYBER PAKH

DDO Code: CA4016-SENIOR SUPERINTENDENT OF POLICE CHARSADDA (PROPER)

Payroll Section: 001

GPF Section: 001

Cash Center:

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GPF A/C No: POLCA000446

Interest Applied: Yes

GPF Balance:

179,103.00

Vendor Number: -

Pay and Allowances:

Pay scale: BPS For - 2017

Pay Scale Type: Civil

BPS: 07

Pay Stage: 16

Wage type Amo		Amount	<u> </u>	Wage type	Amount
0001	Basic Pay	20,750.00	1000	House Rent Allowance	1,589.00
1210		1,932.00	1300	Medical Allowance	1,500,00
	Ration Allowance	681.00	1567	Washing Allowance	150.00
	Constabilary R Allowance	300.00	1901	Risk Allowance (Police)	3,530.00
	Special Incentive Alownce	775.00	2148	15% Adhoc Relief All-2013	491.00
2168	Fixed Daily Allowance	2,730.00	2199	Adhoc Relief Allow @10%	328.00
	Adhoc Relief All 2016 10%	1,657.00		Adhoc Relief All 2017 10%	2,075.00
<u>2211</u> 2247	Adhoc Relief All 2018 10%	2,075.00			0.00

Deductions - General

Wage type	Amount	Wage type	Amount
3007 GPF Subscription - Rs1010	-1,010.00	3530 Police wel:Fud BS-1 to 18	-415.00
3609 Income Tax	-84.00	4004 R. Benefits & Death Comp:	-690.00

Deductions - Loans and Advances

Loan	Description	Principal amount	Deduction	Balance

Deductions - Income Tax

Payable:

1.000.00

Recovered till December-2018:

503.00 Exempted: 0.94-

Recoverable:

497.94

Gross Pay (Rs.):

40,563.00

Deductions: (Rs.):

-2.199.00

Net Pay: (Rs.):

38,364.00

Payee Name: WALAYAT KHAN

Account Number: 1655-9

Bank Details: NATIONAL BANK OF PAKISTAN, 230410 TEHSIL BAZAR, Charsadda. TEHSIL BAZAR, Charsadda., Charsadda

Leaves:

Opening Balance:

Availed:

Earned:

Balance:

Permanent Address: CHD

City: CHARSADDA

Domicile: NW - Khyber Pakhtunkhwa

Housing Status: No Official

Temp. Address:

City:

Email: walayatkhan405@gmail.com

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* All amounts are in Pak Rupees

* Errors & omissions excepted

Government of Khyber Pakhtunkhwa District Accounts Office Charsadda Monthly Salary Statement (June-2018)





Personal Information of Mr WALAYAT KHAN d/w/s of KABIR KHAN

Personnel Number: 00148818

CNIC: 1710138651695

Date of Birth: 10.10.1978

Entry into Govt. Service: 14.05.1998

NTN:

Length of Service: 20 Years 01 Months 018 Days

Employment Category: Active Temporary

Designation: CONSTABLE

80000985-GOVERNMENT OF KHYBER PAKH

DDO Code: CA4016-SENIOR SUPERINTENDENT OF POLICE CHARSADDA (PROPER)

Payroll Section: 001

GPF Section: 001

Cash Center:

Company of the

GPF A/C No: POLCA000446

Interest Applied: Yes

GPF Balance:

156,262.00

Vendor Number: -

Pay and Allowances:

Pay scale: BPS For - 2017

Pay Scale Type: Civil

BPS: 07

Pay Stage: 15

	Wage type	Amount	Wage type	Amount
2001	Basic Pay	20,140.00	1000 House Rent Allowance	1,059.00
	Convey Allowance 2005	1,932.00	1300 Medical Allowance	1,500.00
	Ration Allowance	681.00	1567 Washing Allowance	150.00
	Constabilary R Allowance	300.00	1901 Risk Allowance (Police)	3,530.00
902	1.	775.00	2148 15% Adhoc Relief All-2013	491.00
	Fixed Daily Allowance	2,730.00	2199 Adhoc Relief Allow @10%	328.00
		1,657.00	2224 Adhoc Relief All 2017 10%	2,014.00

Deductions - General

Wage type	Amount	Wage type	Amount
3007 GPF Subscription - Rs1010	-1,010.00	3530 Police wel:Fud BS-1 to 18	-403.00
3609 Income Tax		4004 R. Benefits & Death Comp:	-690.00

Deductions - Loans and Advances

		· · · · · · · · · · · · · · · · · · ·	
Loan Description	Principal amount	Deduction	Balance

Deductions - Income Tax

Payable:

726.86

Recovered till June-2018:

727.00

Exempted: 0.14-

Recoverable:

0.00

Gross Pay (Rs.):

37,287.00

Deductions: (Rs.):

-2,170.00

Net Pay: (Rs.):

35,117.00

Payee Name: WALAYAT KHAN

Account Number: 1655-9

Bank Details: NATIONAL BANK OF PAKISTAN, 230316 CHARSADDA SUGAR CHARSADDA SUGAR, CHARSADDA

SUGAR

Leaves:

Opening Balance:

Availed:

Earned:

Balance:

Permanent Address: CHD

City: CHARSADDA

Domicile: NW - Khyber Pakhtunkhwa

Housing Status: No Official

Temp. Address:

City:

Email: walayatkhan405@gmail.com

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Government of Khyber Pakhtunkhwa District Accounts Office Charsadda Monthly Salary Statement (July-2019)





Personal Information of Mr WALAYAT KHAN d/w/s of KABIR KHAN

Personnel Number: 00148818

CNIC: 1710138651695....

Date of Birth: 10.10.1978

Entry into Govt. Service: 14.05.1998

NTN:

Length of Service: 21 Years 02 Months 019 Days

Employment Category: Active Temporary

Designation: CONSTABLE

80000985-GOVERNMENT OF KHYBER PAKH

DDO Code: CA4016-SENIOR SUPERINTENDENT OF POLICE CHARSADDA (PROPER)

Payroll Section: 001

GPF Section: 001

Cash Center:

GPF A/C No: POLCA000446

Interest Applied: Yes

GPF Balance:

186,173.00

Vendor Number: -

Pay and Allowances:

Pay scale: BPS For - 2017

Pay Scale Type: Civil

BPS: 07

Pay Stage: 16

Wage type		Amount	Wage type	Amount
0001	Basic Pay	20,750.00	1000 House Rent Allowance	1,589.00
	Convey Allowance 2005	1,932.00	1300 Medical Allowance	1,500.00
	Ration Allowance	681.00	1567 Washing Allowance	150.00
	Constabilary R Allowance	300.00	1901 Risk Allowance (Police)	3,530.00
1902		775.00	2148 15% Adhoc Relief All-2013	491.00
	Fixed Daily Allowance	2,730.00	2199 Adhoc Relief Allow @10%	328.00
2211	Adhoc Relief All 2016 10%	1,657.00	2224 Adhoc Relief All 2017 10%	2,075.00
	Adhoc Relief All 2018 10%	2,075.00	2264 Adhoc Relief All 2019 10%	2,075.00

Deductions - General

Wage type A		Wage type	Amount
3007 GPF Subscription - Rs1010	-1,010.00	3530 Police wel:Fud BS-1 to 18	-415.00
4004 R Benefits & Death Comp:	-690.00		0.00

Deductions - Loans and Advances

				T
Loan	Description	Principal amount	Deduction	Balance

Deductions - Income Tax

Payable:

0.00

Recovered till JUL-2019:

0.00

Exempted: 0.00

Recoverable:

0.00

Gross Pay (Rs.):

42,638.00

Deductions: (Rs.):

-2,115.00

Net Pay: (Rs.):

40,523.00

Payee Name: WALAYAT KHAN

Account Number: 1655-9

Bank Details: NATIONAL BANK OF PAKISTAN, 230410 TEHSIL BAZAR, Charsadda. TEHSIL BAZAR, Charsadda.

Leaves:

Opening Balance:

Availed:

Earned:

Balance:

Permanent Address: CHD

City: CHARSADDA

Domicile: NW - Khyber Pakhtunkhwa

Housing Status: No Official

Temp. Address:

City:

Email: walayatkhan405@gmail.com

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* All amounts are in Pak Rupees
* Errors & opinions were to

* Errors & omissions excepted

